

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION AT COLUMBUS**

KEVIN L. CHRISTY,	:	Case No. 2:22-cv-04220
Petitioner,	:	
- vs -	:	District Judge James L. Graham
	:	Magistrate Judge Michael R. Merz
WARDEN, Pickaway Correctional	:	
Institution,	:	
Respondent.	:	

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**ORDER ADOPTING SUBSTITUTED REPORT AND RECOMMENDATIONS**

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The Court has reviewed the Substituted Report and Recommendations of United States Magistrate Judge Michael R. Merz (ECF No. 40), to whom this case was referred pursuant to 28 U.S.C. § 636(b), and noting that no objections were filed, and that the time for filing such objections under Fed. R. Civ. P. 72(b) has expired, hereby ADOPTS said Substituted Report and Recommendations.

Accordingly, it is hereby ORDERED that the Petition be DISMISSED with prejudice. Petitioner is DENIED any requested certificate of appealability and the Court hereby certifies to the United States Court of Appeals that an appeal would be objectively frivolous and therefore should not be permitted to proceed *in forma pauperis*.

May 9, 2025.

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/s/James L. Graham  
James L. Graham  
United States District Judge